

**U.S. BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

Honorable Stephen L. Johnson

Tuesday, March 22, 2016

Current as of 3/18/2016 at 4:14 PM

San Jose Courtroom 3099

U.S. Courthouse and Federal Bldg.

**280 S 1st Street
San Jose, CA 95113**

2:00 PM **15-05160** Everett v. Windermere Holdings, LLC et al

† Ch 7

10-55788

Pacific Metro, LLC

Moving:

Opposing:

Matter: **Telephonic Case Management RE: Complaint for: (1) Avoidance of Intentional Fraudulent Transfers; (2) Avoidance of Constructive Fraudulent Transfers; (3) Recovery of Intentional and Constructive Fraudulent Transfers; (4) Breach of Fiduciary Duty and Usurpation of Corporate Opportunity; and (5) Intentional Interference with Prospective Economic Advantage**

Atty for Pl- J. Barrett Marum

Atty for Def/Mark Mickelson et al - Irv Gross

Atty for Def/Nanette Kinkade et al - George Soares

***CONT TO 4/19/16 AT 1:30 PM PER ORDER 3/18/16**

2:00 PM **16-05006** Everett v. Teruel et al

† Ch 7

10-55788

Pacific Metro, LLC

Moving:

Opposing:

Matter: **Telephonic Case Management RE: Complaint For: (1) Fraudulent Misrepresentation; (2) Negligent Misrepresentation; and (3) Breach of Fiduciary Duty**

Atty for Pl - J. Barrett Marum

Atty for Def - Jennifer Duty

***CONT TO 4/19/16 AT 1:30 PM PER ORDER 3/18/16**

1

2

2:00 PM 16-05004 Lane v. The Bank of New York Mellon et al
† Ch 13
11-54766 Richard R. Lane

Moving:
Opposing:

Matter: Telephonic Case Management RE: Complaint For Declaration That Deed of Trust is Void and For Its Reconveyance

Atty for Pl - Stanley Zlotoff (408) 287-5087

Atty for Defs - Edward Schloss (310) 733-4488
***Answer filed 2/8/16**

3

2:00 PM 16-05002 HVB Investment Inc v. Lopez
† Ch 13
16-50021 Joycelyn Samson

Moving:
Opposing:

Matter: Telephonic Case Management Conference re Complaint (Notice of Removal)

Atty for Pl - Pro Per

Atty for Def - Kirkman Hoffman (408) 241-9620

Comment Underlying bk dismissed 2/4/16

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**280 S 1st Street
San Jose, CA 95113**

2:30 PM **13-05154** Hjelmeset v. Higashi et al

† Ch 7

11-60198

CT Drives, LLC

Moving:

Opposing:

Matter: Telephonic Case Management RE: Complaint For Recovery of Avoidable Transfers, Conversion & Breach of Fiduciary Duty

Atty for Pl - Peter Bronson (916) 444-1110

Atty for Def - William Milks (650) 930-6780

***Answer fld 12/3/13**

Comment (fr 10/29)

2:30 PM **15-05046** AQH, LLC v. Kilday

† Ch 11

15-50553

AQH, LLC

Moving:

Opposing:

Matter: Telephonic Case Management Conference RE: Complaint for Violation of the Automatic Stay and Injunctive Relief

Atty for Pl - Matthew Olson

Atty for Def - James Bridgman

***Off calendar per stipulated dismissal 3/18/16**

Comment *Motion for Compromise fld 1/27/16

1

2

2:30 PM **15-05065** Logitech, Inc. v. Susewitz et al
† Ch 7
15-51434 Eric Susewitz and Brandi Susewitz

Moving:
Opposing:

Matter: **Case Management RE: Second Amended Complaint to Determine Non-Dischargeability of Debt**
11 U.S.C. §§523(a)(2), (4) and (6), 727(a)(2), (3), (4), (5), and (7); 521 (e) (2)(A)(ii) and (e)(2)(B)
(32) (fr 8/13, 10/6)

Atty for Pl - Stephen Pappas (650) 858-8400

Atty for Defs - Matthew Metzger (415) 513-5980
***Answer to Second Amd Compl fld 3/17/16**

2:30 PM **15-05142** Schroeck v. Stocker
† Ch 7
15-52207 Scott Jason Stocker

Moving:
Opposing:

Matter: **Telephonic Case Management RE: Complaint to Determine Nondischargeability of Debt**

Atty for Pl - William F. McLaughlin (510) 839-4456

Atty for Def - Brian Kandel (831) 427-5136
***Answer filed 11/13/15**

Comment (fr 1/28)

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HONORABLE STEPHEN JOHNSON, CALENDAR FOR WEDNESDAY, MARCH 23, 2016, AT 1:25 P.M.

Courtroom: 3099

Courtroom Deputy: Tanya Bracegirdle

Court Recorder:

Law Clerk: Laurent Chen

**SEE ATTACHED CHAPTER 13
UNCONTESTED/CONTESTED
CONFIRMATION**

UNCONTESTED CALENDAR – CONFIRMATION ADVANCED PER RESOLUTION

JUDGE JOHNSON – March 23, 2016 at 1:25 p.m.

**With respect to the following cases, objections were filed and subsequently withdrawn;
therefore, the Court confirms the following cases:**

The following cases shall be **CONFIRMED**:

- | | |
|--|----------------|
| 1. DAVID & NELLY HERRERA
15-52199 SLJ | ATTY – ZERBINI |
| 2. BERTHA ESTRADA
15-52404 SLJ | ATTY – HENSHAW |
| 3. ARTURO ANDRADE &
ELISA MELGAREJO
15-52620 SLJ | ATTY – BOONE |

The Court has determined that it is in the best interests of creditors and the estates to hold the Confirmation Hearings earlier than 21 days after the meetings of creditors. No objections to the earlier hearings have been filed; therefore, the following plans are either confirmed or placed on the Trustee's Pending List:

**INITIAL CONFIRMATION CALENDAR FOR CASES
WITH NO OUTSTANDING OBJECTIONS**

JUDGE JOHNSON – March 23, 2016 at 1:25 p.m.

The following cases shall be **CONFIRMED**:

- | | |
|--------------------------------------|----------------|
| 4. PETER & MARY LOYA
16-50142 SLJ | ATTY – SHULMAN |
| 5. TRACY HERNANDEZ
16-50161 SLJ | ATTY – MOORE |
| 6. ANTOINETTE WOODS
16-50162 SLJ | ATTY – MOORE |
| 7. ALA ELRABADI
16-50164 SLJ | ATTY – MOORE |

**INITIAL CONFIRMATION CALENDAR FOR POST BANKRUPTCY REFORM ACT CASES
WITH OUTSTANDING OBJECTIONS**

JUDGE JOHNSON – March 23, 2016 at 1:25 p.m.

From: 341 MEETING OF CREDITORS, March 7, 2016

TO BE PLACED ON TRUSTEE'S PENDING LIST:

- | | |
|---------------------------------------|---|
| 8. TERRY GARCIA
16-50145 SLJ | ATTY – SAGARIA
OBJECTION BY – TRUSTEE |
| 9. CHRIS & ANA GARCIA
16-50171 SLJ | ATTY – CENTRAL COAST
OBJECTION BY – TRUSTEE, KINECTA FEDERAL
CREDIT UNION & FORD MOTOR CREDIT COMPANY |
| 10. ELEANOR CAMPOS
16-50196 SLJ | ATTY – KLEIN
OBJECTION BY – TRUSTEE |
| 11. NANA HUANG
16-50209 SLJ | ATTY – CENTRAL COAST
OBJECTION BY – TRUSTEE |

**U.S. BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

**Honorable Stephen L. Johnson
Wednesday, March 23, 2016**

Current as of 3/18/2016 at 4:09 PM

San Jose Courtroom 3099

**U.S. Courthouse and Federal Bldg.
280 S 1st Street
San Jose, CA 95113**

2:00 PM **10-63154** Tasann Ting Group, Inc. A Calif. Corp
Ch 7
Trustee: Wu

Moving: Elizabeth Berke-Dreyfuss

Opposing:

Matter: [Motion for Order Approving Sale of Real Property and Approving Bidding Procedures Filed by Carol Wu, Trustee \(318\)](#)

1

2:00 PM **11-57856** Bong Huynh
Ch 13
Trustee: Derham-Burk

Moving: Lars T. Fuller

Opposing:

Matter: [Motion for Order Authorizing Sale of Real Property on 5567-5569 Thornwood Dr., San Jose, CA Filed by Debtor \(83\)](#)

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***Order shortening time**

2:00 PM **12-53594** Connie Gabriel
Ch 11

Moving: John G. Downing

Opposing: Lynette C. Kelly

Matter: [Motion to Enter Discharge Filed by Debtor \(128\)](#)

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Comment (fr 1/13, 2/24)

2:00 PM 15-53562 Laura A. Gens
Ch 11

Moving: Lynette C. Kelly
Opposing: Lars T. Fuller

Matter: a) **Motion to Convert Case to Chapter 7 or, in the Alternative, to Dismiss Case Under 11 U.S.C. §1112(b) Filed by Office of the U.S. Trustee/SJ (40)**
b) **Joinder by Wells Fargo Bank, N.A. (47) - Dean Rallis, Jr.**
c) **Opposition filed by Debtor (48)**

Comment (fr 2/24) *Plan confirmation set for 4/7/16

2:00 PM 15-53648 Centurion Venture Group, LLC
Ch 11

Moving: Jeffrey D. Schreiber
Opposing: Richard J. Reynolds

Matter: a) **Motion To Obtain Credit Pursuant To 11 U.S.C. § 364 Filed by Debtor (29) (fr 2/16, 2/24, 3/9)**
b) **Limited Objection by Darlene Horton Trustee of The S.F. Funding Heaven Hill Road (39)**
c) **Status Conference (5) (Last MOR 12/15) (fr 1/7, 39)**

2:00 PM 16-05014 Lonaker v. Eiffel Financial, LLC
† Ch 13
15-53948 Myriam Lonaker

Moving: Saman Taherian
Opposing: Richard Sontag

Matter: a) **Motion for Preliminary Injunction Filed by Plaintiff (5)**
b) **Opposition by Defendant (7)**
*Order shortening time

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